

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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MICHAEL M. JADALI, D.O.,

Plaintiff-Appellee,

v

MICHIGAN NEUROLOGY ASSOCIATES, P.C.,  
and MICHIGAN NEUROLOGY ASSOCIATES  
PROFIT SHARING PLAN,

Defendants-Appellants.

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UNPUBLISHED  
December 29, 2011

No. 297975  
Macomb Circuit Court  
LC No. 2007-004188-CK

Before: SHAPIRO, P.J., and WHITBECK and GLEICHER, JJ.

SHAPIRO, J. (*concurring*).

I concur with the majority opinion except its conclusion that the defendant waived the argument that the parties' employment agreement was unambiguous. I would conclude that the defendant did preserve this argument, but that it lacks merit.

/s/ Douglas B. Shapiro